

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In re Application of: | § | Group Art Unit: 2163 |
| Gregory H. Milby | § | |
| | § | |
| Serial No.: 10/804,793 | § | |
| | § | Examiner: Le, Uyen T. |
| Filing Date: 03/19/04 | § | |
| | § | |
| Title: Operation Control for | § | |
| Data Types | § | Attorney Docket No. 11351 |

MAIL STOP AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, Virginia 22313-1450

CERTIFICATE OF FILING ELECTRONICALLY VIA EFS 37 CFR 1.8

I HEREBY CERTIFY THAT I HAVE A REASONABLE BASIS FOR BELIEF THAT THIS CORRESPONDENCE IS BEING SUBMITTED TO THE UNITED STATES PATENT AND TRADEMARK OFFICE VIA EFS (ELECTRONICALLY) ON THE DATE INDICATED BELOW, AND IS ADDRESSED TO:

MAIL STOP RCE
 COMMISSIONER FOR PATENTS
 PO BOX 1450
 ALEXANDRIA, VA 22313-1450

/Howard L. Speight/ Reg. No. 37,733

Howard L. Speight

DATE OF SUBMISSION: APRIL 14, 2008
ELECTRONIC FILING (EFS)

NOTICE OF APPEAL UNDER 37 C.F.R. § 41.31(a)(1) and **REQUEST FOR TWO-MONTH EXTENSION OF TIME UNDER 37 C.F.R. 1.17(a)(1)**

In response to the Final Office Action mailed November 14, 2007 and by this notice, Applicant appeals from the decision of the examiner to the Board of Patent Appeals and Interferences. This notice of appeal is accompanied by the fee set forth in 37 C.F.R. § 41.31(a)(1) and is being filed within the time period provided under 37 C.F.R. § 1.134 for reply.

The Director is hereby authorized to charge Deposit Account No. 50-4370 \$510.00 for this Notice of Appeal under 37 CFR 41.20(b)(1) and \$460.00 to pay the extension fee required under 37 CFR 1.17(a)(2) for a two-month extension of time.

The Commissioner is hereby authorized to charge any additional fees or credit any overpayments to Deposit Account No. 50-4370.

Respectfully submitted,

/Howard L. Speight/

Howard L. Speight

Reg. No. 37,733

9601 Katy Freeway

Suite 280

Houston, Texas 77024

Telephone: (713) 881-9600

Facsimile: (713) 715-7384

E.Mail: howard@hspeight.com

ATTORNEY FOR APPLICANT

Date: April 14, 2008